

**FOURTH LEGISLATIVE DAY
THURSDAY, JANUARY 15, 2004**

House of Representatives

The House convened at 11:15 a.m., the Speaker in the Chair.

Roll call showed 66 members present.

Absent and excused -- Bedke, Deal, Ridinger, Schaefer.
Total -- 4.

Total -- 70.

Prayer was offered by Chaplain Jim Hardenbrook.

The Pledge of Allegiance was led by Kara Harmon.

Approval of Journal

January 15, 2004

Mr. Speaker:

We, your COMMITTEE ON JUDICIARY, RULES, AND ADMINISTRATION, report that we have read and approved the House Journal of the Third Legislative Day and recommend that same be adopted as corrected.

FIELD(18), Chairman

Mrs. Field(18) moved that the report be adopted. Seconded by Mrs. Boe. Report adopted.

There being no objection, the House advanced to the Seventh Order of Business.

Motions, Memorials, and Resolutions

**HOUSE RESOLUTION NO. 6
BY DENNEY AND JAQUET
A HOUSE RESOLUTION**

FIXING THE COMPENSATION OF THE EMPLOYEES OF THE HOUSE OF REPRESENTATIVES OF THE SECOND REGULAR SESSION OF THE FIFTY-SEVENTH IDAHO LEGISLATURE.

Be It Resolved by the House of Representatives of the State of Idaho:

WHEREAS, House Rule 74 provides that the compensation of the employees of the House of Representatives shall be fixed by resolution of the House of Representatives.

NOW, THEREFORE, BE IT RESOLVED by the members of the House of Representatives that the compensation of the various officers and employees of the House of Representatives of the Second Regular Session of the Fifty-seventh Idaho Legislature be fixed as follows:

Chief Clerk and Parliamentarian	\$17.77 hourly
Assistant Chief Clerk	\$13.95 hourly
Docket Clerk	\$12.67 hourly
Journal Clerk	\$12.67 hourly
Chaplain	\$17.45 hourly

Sergeant at Arms	\$13.95 hourly
Assistant Sergeants at Arms	\$10.60 hourly
Administrative Assistant to Majority Leadership ..	\$12.67 hourly
Administrative Assistant to Minority Leadership ..	\$12.67 hourly
Secretaries to Minority Leadership	\$10.60 hourly
Secretary to Agricultural Affairs Committee	\$10.60 hourly
Secretary to Appropriations Committee	\$11.67 hourly
Secretary to Business Committee	\$10.60 hourly
Secretary to Education Committee	\$11.67 hourly
Secretary to Environmental Affairs and Commerce and Human Resources Committees	\$11.67 hourly
Secretary to Health and Welfare Committee	\$10.60 hourly
Secretary to Judiciary, Rules and Administration Committee	\$11.67 hourly
Secretary to Local Government Committee	\$10.60 hourly
Secretary to Resources and Conservation Committee	\$10.60 hourly
Secretary to Revenue and Taxation Committee	\$11.67 hourly
Assistant Secretary to Revenue and Taxation Committee	\$10.60 hourly
Secretary to State Affairs Committee	\$11.67 hourly
Secretary to Transportation and Defense Committee	\$10.60 hourly
Secretaries/Receptionists	\$10.60 hourly
Copy Machine Operators	\$10.36 hourly
Chief Lounge Host	\$10.36 hourly
Assistant Lounge Host	\$ 9.69 hourly
Legislative Public Information Center Director	\$13.95 hourly
Information Specialist	\$10.60 hourly
Telephone Operators	\$10.36 hourly
Tour Guides	\$10.36 hourly
Pages	\$ 5.65 hourly

HR 6 was introduced, read the first time by title, and referred to the Judiciary, Rules, and Administration Committee for printing.

**Introduction, First Reading, and Reference
of Bills and Joint Resolutions**

**HOUSE BILL NO. 473
BY TRANSPORTATION AND DEFENSE COMMITTEE
AN ACT**

RELATING TO BIDS ON THE STATE HIGHWAY SYSTEM; AMENDING SECTION 40-902, IDAHO CODE, TO PROVIDE AN ADMINISTRATIVE REMEDY FOR A LOSING BIDDER TO CONTEST A CONTRACT OFFER, TO PROVIDE FOR APPOINTMENT OF A HEARING OFFICER BY THE CHIEF ENGINEER UPON RECEIPT OF AN APPLICATION, TO PROVIDE A CONTESTED CASE HEARING, TO PROVIDE FOR ENTERING A FINAL ORDER, TO AUTHORIZE THE CHIEF ENGINEER TO AWARD THE CONTRACT TO THE BIDDER DETERMINED IN THE FINAL ORDER TO BE THE LOWEST AND BEST BIDDER AT A TIME AND IN A MANNER WHICH SHALL BE IN THE BEST INTEREST OF THE STATE AND TO MAKE TECHNICAL CORRECTIONS.

HOUSE BILL NO. 474**BY TRANSPORTATION AND DEFENSE COMMITTEE
AN ACT**

RELATING TO MOTOR CARRIER REGISTRATION AND AUDIT GUIDELINES; AMENDING SECTION 49-202, IDAHO CODE, TO PROVIDE PROPER TERMINOLOGY AND TO MAKE A TECHNICAL CORRECTION; AND AMENDING SECTION 49-439, IDAHO CODE, TO TRANSFER MOTOR CARRIER AUDIT FUNCTIONS FROM THE IDAHO TRANSPORTATION DEPARTMENT TO THE STATE TAX COMMISSION, TO REMOVE RULEMAKING AUTHORITY OF THE IDAHO TRANSPORTATION DEPARTMENT WITH RESPECT TO AUDIT PROCEDURES, TO AUTHORIZE THE STATE TAX COMMISSION TO GENERATE A NOTICE OF DEFICIENCY AND TO DEVELOP A METHODOLOGY TO CALCULATE SUCH A NOTICE, TO PROVIDE THAT THE STATE TAX COMMISSION SHALL PROVIDE THE CARRIER WITH NOTICE AND OPPORTUNITY TO USE THE APPEALS PROCESS PRIOR TO SUSPENSION OF REGISTRATION, TO PROVIDE THAT AN APPEAL OF A NOTICE OF DEFICIENCY SHALL BE IN ACCORDANCE WITH CERTAIN ESTABLISHED PROCEDURES OF THE STATE TAX COMMISSION, AND TO PROVIDE THAT THE DEPARTMENT SHALL NOT REREGISTER OR PERMIT A VEHICLE TO OPERATE ON A TRIP PERMIT UNTIL ALL AUDIT ASSESSMENTS, PENALTIES AND INTEREST HAVE BEEN PAID.

HOUSE BILL NO. 475**BY TRANSPORTATION AND DEFENSE COMMITTEE
AN ACT**

RELATING TO FUELS TAX AND REFUNDS; AMENDING SECTION 63-2401, IDAHO CODE, TO EXPAND THE DEFINITION OF "RECREATIONAL VEHICLE" TO INCLUDE ALL-TERRAIN VEHICLES; AND AMENDING SECTION 63-2410, IDAHO CODE, TO PROVIDE THAT GASOLINE USED TO PROPEL ALL-TERRAIN VEHICLES NOT REQUIRED TO BE REGISTERED UNDER MOTOR VEHICLE LAW OR UNDER RECREATIONAL ACTIVITIES LAW IS EXEMPT FROM FUEL TAX AND TO PROVIDE FOR REFUNDS PAYABLE ON FUEL USED IN ALL-TERRAIN VEHICLES NOT REQUIRED TO BE REGISTERED UNDER MOTOR VEHICLE LAW OR UNDER RECREATIONAL ACTIVITIES LAW.

H 473, **H 474**, and **H 475** were introduced, read the first time by title, and referred to the Judiciary, Rules, and Administration Committee for printing.

There being no objection, the House advanced to the Eleventh Order of Business.

Third Reading of Bills and Joint Resolutions

Mrs. Bell asked unanimous consent that **HR 5** be returned to the Ways and Means Committee. There being no objection, it was so ordered.

There being no objection, the House advanced to the Sixteenth Order of Business.

Adjournment

Mr. Denney moved that the House adjourn until 8 a.m., Friday, January 16, 2004. Seconded by Ms. Jaquet. Motion carried.

Whereupon the Speaker declared the House adjourned at 11:27 a.m.

BRUCE NEWCOMB, Speaker

ATTEST:

PAMM JUKER, Chief Clerk